APPENDIX III.

[Vide item V on page 96 supra]

A Bill further to amend the Andhra University Act, 1925.

(As passed by the Assembly.)

WHEREAS it is expedient further to amend the Andhra University Act, 1925, for the purpose hereinafter appearing; It is hereby enacted as follows :— **Madras Act II of 1926.**

Short title. 1. This Act may be called the Andhra University (Amendment) Act, 1950.

Amendment of Madras Act II of 1926. 2. In the Andhra University Act, 1925 (hereinafter referred to as the said Act)— **Madras Act II of 1926.**

(i) in section 18, under the heading "Class II—Other Members", in clause (3), for the words "one shall be a person recommended by the Maharaja Saheb of Jeypore", the words "two shall be persons recommended by the Maharaja Saheb of Jeypore", and for the words "a person shall be so nominated on the recommendation of the Maharaja Saheb" occurring in the proviso, the words "two persons shall be so nominated on the recommendation of the Maharaja Saheb" shall be substituted;

(ii) in section 19-A, in clause (4), for the words "the member nominated to the Syndicate on the recommendation of the Maharaja Saheb of Jeypore", the words "a member nominated to the Syndicate on the recommendation of the Maharaja Saheb of Jeypore" shall be substituted.

Temporary Amendment of section 18, Madras Act II of 1926. 3. Until the reconstitution of the Syndicate next after the commencement of this Act, or if before such reconstitution one of the four members of the Syndicate who were nominated by the Chancellor otherwise than on the recommendation of the Maharaja Saheb of Jeypore or his successors vacates office, until the date on which such vacancy occurs, clause (3) under the heading "Class II—Other Members" in section 18 of the said Act shall have effect as if for the words "five persons" occurring therein, the words "six persons" were substituted.

APPENDIX IV.

[Vide item V on page 97 supra]

L.A. BILL No. 17 OF 1950.

(As passed by the Assembly.)

A Bill further to amend the Indian Criminal Law Amendment Act, 1908, in its application to the State of Madras.

WHEREAS it is expedient further to amend the Indian Criminal Law Amendment Act, 1908, in its application to the State of Madras, for the purposes hereinafter appearing; It is hereby enacted as follows :— **Central Act XIV of 1908.**

Short title and extent. 1. (1) This Act may be called the Indian Criminal Law Amendment (Madras) Act, 1950.

(2) It extends to the whole of the State of Madras.

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Central Act XIV of 1908.

2. In section 15, sub-section (2), of the Indian Criminal Law Amendment Act, 1908 (hereinafter referred to as the said Act), for clause (*b*), the following clause shall be substituted, namely :— Amendment of section 15, Central Act XIV 1908.

"(*b*) which has been declared by the State Government by notification in the Official Gazette to be unlawful on the ground (to be specified in the notification) that such association--

(i) constitutes a danger to the public peace, or

(ii) has interfered or interferes with the maintenance of public order or has such interference for its object, or

(iii) has interfered or interferes with the administration of the law, or has such interference for its object."

3. For section 16 of the said Act, the following sections shall be substituted, namely :— Substitution of new sections for section 16, Central Act XIV of 1908.

"16. (1) A notification issued under clause (*b*) of sub-section (2) of section 15 in respect of any association shall— Procedure for issue of notification declaring association to be unlawful.

(*a*) specify the ground on which it is issued, the reasons for its issue, and such other particulars, if any, as may have a bearing on the necessity therefor ; and

(*b*) fix a reasonable period for any office-bearer or member of the association or any other person interested to make a representation to the State Government in respect of the issue of the notification.

(2) Nothing in sub-section (1) shall require the State Government to disclose any facts which it considers to be against the public interest to disclose.

16-A. (1) After the expiry of the time fixed in the notification for the making of representations in respect of the issue thereof, the State Government shall place before an Advisory Board constituted under sub-section (2) a copy of the notification and also of the representations, if any, received before such expiry. Reference to Advisory Board and cancellation or modification of notification.

(2) The State Government shall, whenever necessary, constitute one or more Advisory Boards ; and each such Board shall consist of three persons who are, or have been, or are qualified to be appointed as, Judges of the High Court, and one of them shall be its Chairman. The Chairman and the other members of each Board shall be appointed by the State Government.

(3) The Advisory Board shall, after considering the materials placed before it and, if necessary, after calling for such further information as it may deem fit from the State Government or from any office-bearer or member of the association concerned or any other person, submit its report to the State Government.

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(4) The report of the Advisory Board shall specify in a separate part thereof its opinion or that of the majority of its members as to whether or not there was sufficient cause for the issue of the notification in respect of the association concerned.

(5) Nothing in this section shall entitle any person to attend in person or to appear by any legal representative in any matter connected with the reference to the Advisory Board, and the proceedings of the Advisory Board and its report, excepting that part thereof in which its opinion or that of the majority of its members is specified, shall be confidential.

(6) In any case where the Advisory Board or a majority of its members has reported that there is no sufficient cause for the issue of the notification in respect of the association concerned, the State Government shall cancel the notification in respect of such association."

Amendment of section 17-A, Central Act XIV of 1908.

4. In section 17-A of the said Act, after sub-section (2), the following sub-sections shall be inserted, namely :—

"(2-A) Any person aggrieved by a notification issued under sub-section (1) in respect of any place may, within thirty days from the date on which such notification is published in the Official Gazette, apply to the District Judge of the district in which such place is situated, or if such place is situated in the Presidency-town, to the Chief Judge of the Small Cause Court, for a declaration that the place has not been used for the purposes of any unlawful association and if such District Judge or Chief Judge makes such declaration, the State Government shall cancel the notification in respect of the place.

(2-B) In disposing of an application under sub-section (2-A), the procedure to be followed shall be the procedure laid down in the Code of Civil Procedure, 1908, for the investigation of claims so far as it can be made to apply; and the decision of the District Judge or Chief Judge of the Small Cause Court, as the case may be, shall be final." **Central Act V of 1908.**

Amendment of section 17-F, Central Act XIV of 1908.

5. In section 17-F of the said Act, for the words, figures and letters "save as provided in sections 17-B and 17-E", the words, figures and letters "save as provided in sections 17-A, 17-B and 17-E" shall be substituted.

Saving.

6. (1) All notifications issued in respect of associations by the State Government before the commencement of this Act under section 16 of the said Act and not cancelled before such commencement shall, as from such commencement, have effect as if they had been issued under section 15 (2) (*b*) of the said Act as amended by this Act :

Provided as follows :—

(i) In the case of every association to which any such notification applies, the State Government shall issue

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a supplementary notification as soon as may be after the commencement of this Act, specifying the ground, the reasons and the particulars, if any, referred to in section 16 (1) (*a*) of the said Act as amended by this Act, and fixing a reasonable period for the making of the representations referred to in section 16 (1) (*b*) of the said Act amended as aforesaid ;

(ii) the procedure prescribed by section 16-A of the said Act, as amended by this Act, shall be followed thereafter.

(2) All notifications issued by the State Government before the commencement of this Act under section 17-A of the said Act and not cancelled before such commencement shall, as from such commencement, be deemed to have been issued under section 17-A of the said Act as amended by this Act :

Provided that an application may be filed under section 17-A (2A) of the said Act as amended by this Act in respect of any such notification within thirty days from the commencement of this Act.

(3) All other notifications and orders issued before the commencement of this Act under any other provision of the said Act and not cancelled before such commencement shall, as from such commencement, have effect as if they had been issued under the corresponding provision of the said Act as amended by this Act.

APPENDIX V.

[Vide item V on page 123 supra.]

L.A. BILL No. 15 OF 1950.

(As passed by the Assembly.)

A Bill further to amend the Legal Practitioners Act, 1879, *in its application to the State of Madras.*

Central Act XVIII of 1879.

WHEREAS it is expedient further to amend the Legal Practitioners Act, 1879, in its application to the State of Madras, for the purpose hereinafter appearing ; It is hereby enacted as follows :—

Short title.

1. This Act may be called the Legal Practitioners (Madras Amendment) Act, 1950.

Central Act XVIII of 1879 — Amendment of section 25, Central Act XVIII of 1879.

2. To section 25 of the Legal Practitioners Act, 1879, the following further proviso shall be added, namely :—

" Provided further that no stamped paper shall be required for the renewal of a certificate to practise as a pleader granted to a person who had enrolled himself for life as a vakil of the Chief Court, Pudukkottai."

I certify that this is a Money Bill.

J. SIVASHANMUGAM PILLAI.